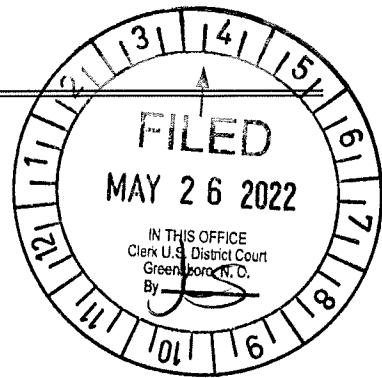


UNITED STATES DISTRICT COURT

for the

Middle District of North Carolina

Division \_\_\_\_\_



Derrick Allen Sr.

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

ADVANCE Personnel  
Resources & Background INVESTIGATION BUREAU ET AL.  
OFFICE OF DODDS Defendant(s) Derrick Allen

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

P.D - City Manager Mayor  
of Durham and COMPLAINT FOR A CIVIL CASE  
The Clerk for the City of Durham.

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Derrick M. Allen Sr

Street Address

\_\_\_\_\_

City and County

\_\_\_\_\_

State and Zip Code

\_\_\_\_\_

Telephone Number

(919) 564-8881

E-mail Address

78derrickallen@gmail.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (*if known*). Attach additional pages if needed.

Defendant No. 1

Name

Job or Title (*if known*)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address (*if known*)

ADVANCE PERSONNEL RESOURCES  
ORGANIZATION  
701 GREEN VALLEY ROAD  
GREENSBORO GUILFORD  
NORTH CAROLINA 27408  
(336) 272 - 7720  
WWW.APRINC.COM

Defendant No. 2

Name

Job or Title (*if known*)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address (*if known*)

Background INVESTIGATION B.  
9710 NORTHCROSS CENTER CT.  
HUNTERSVILLE  
NORTH CAROLINA 28078  
(877) 439 - 3900  
WWW.BIB.COM

Defendant No. 3

Name

Job or Title (*if known*)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address (*if known*)

OFFICE J. DODDS

Defendant No. 4

Name

Job or Title (*if known*)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address (*if known*)

DURHAM POLICE DEPARTMENT

Defendant 5: Mayor of Durham

Defendant 6: Durham's City  
Manager

Defendant : The Clerk For THE  
CITY OF Durham

## II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? (check all that apply)

Federal question       Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

### A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case. *18 USC 242; INFRINGEMENT OF THE 8<sup>TH</sup>, 14<sup>TH</sup>, 5<sup>TH</sup> (~~10<sup>TH</sup>~~) and 9<sup>TH</sup> AMENDMENT OF, THE UNITED STATES CONSTITUTION.*

### B. If the Basis for Jurisdiction Is Diversity of Citizenship

#### 1. The Plaintiff(s)

##### a. If the plaintiff is an individual

The plaintiff, (name) \_\_\_\_\_, is a citizen of the State of (name) \_\_\_\_\_.

##### b. If the plaintiff is a corporation

The plaintiff, (name) \_\_\_\_\_, is incorporated under the laws of the State of (name) \_\_\_\_\_, and has its principal place of business in the State of (name) \_\_\_\_\_.

*(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)*

#### 2. The Defendant(s)

##### a. If the defendant is an individual

The defendant, (name) \_\_\_\_\_, is a citizen of the State of (name) \_\_\_\_\_. Or is a citizen of (foreign nation) \_\_\_\_\_.

b. If the defendant is a corporation

The defendant, (name) \_\_\_\_\_, is incorporated under the laws of the State of (name) \_\_\_\_\_, and has its principal place of business in the State of (name) \_\_\_\_\_. Or is incorporated under the laws of (foreign nation) \_\_\_\_\_, and has its principal place of business in (name) \_\_\_\_\_.  
\_\_\_\_\_  
\_\_\_\_\_

*(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)*

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):  
\_\_\_\_\_  
\_\_\_\_\_

### III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

APPLIED FOR A JOB WITH ADVANCE PERSONNEL RESOURCES, AND WAS DENIED WORK DUE TO AN INACCURATE BACKGROUND REPORT AND PENDING CHARGES (20CRS13733; 20CRS1530). I AM A VICTIM OF SELECTIVE PROSECUTION.

IV. Relief THE FEDERAL QUESTION IS THAT PETITIONER'S CONSTITUTIONAL RIGHTS HAVE BEEN INFRINGED; BAN THE BOX  
State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

REQUEST MONETARY RELIEF IN THE AMOUNT OF \$500,000. 00

158-  
NOT  
RECO  
ACTIVE  
?

## **V. Certification and Closing**

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

#### A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 05/26/2022  
Signature of Plaintiff Derek Allen  
Printed Name of Plaintiff Derek Allen

## B. For Attorneys

Date of signing:

Signature of Attorney

Printed Name of Attorney

## Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address